

Message

From: Marlene Tyner-Valencourt [tyner-valencourt@wra-ca.com]
Sent: 3/16/2021 6:52:26 PM
To: Gan, Janice@Wildlife [Janice.Gan@wildlife.ca.gov]; Pankratz, Shannon L CIV USARMY CESPL (US) [Shannon.L.Pankratz@usace.army.mil]; Mahdavi, Sarvy [Mahdavi.Sarvy@epa.gov]; Scianni, Melissa [Scianni.Melissa@epa.gov]; Steinert, Tiffany@Waterboards [Tiffany.Steinert@waterboards.ca.gov]
CC: Nate Bello [bello@wra-ca.com]; Tracey Brownfield [tracey@landveritas.com]; Mayer, David@Wildlife [David.Mayer@wildlife.ca.gov]
Subject: Re: CDFW provisional approval Petersen Area A third credit release
Attachments: PRMB Area A_3rd Credit Release 12-17-2020_Revised 03-15-2021.pdf; PRMB Area A_3rd Credit Release 12-17-2020_Revised 03-15-2021_redlined.docx; Attachment A_Petersen Stream Y3 2020 Perf Mon Results_redlined.docx

Hello Petersen IRT,

In response to CDFW's comments from March 9, please find attached a revised version of the Petersen Ranch Mitigation Bank Area A Release 3 credit release request letter. In it the following changes have been made:

- Cover letter -- The description for Item (iii) in the letter has been revised to reflect that Endowment Deposit #2 was made on March 9, 2021 by the Bank Sponsor
- Cover letter -- Table 7 has been updated to show that Endowment Deposit #2 was made on March 9, 2021 by the Bank Sponsor
- Attachment A -- Table 5, UPS #28 UPS Success has been changed from Yes to No, and Footnote #1 has been updated to clarify that the supplemental data collected in October 2020 was not used to assess performance standards.
- Attachment C -- Changed from the endowment deposit invoice to the receipt

I have attached a clean, compiled PDF version of the revised credit release request package as well as Word redlined versions of the letter and Attachment A for your reference.

The updated version of the 2020 Year 3/Year 4 Annual Monitoring Report is available for download at the link below (clean combined PDF and redlined Word version of the report text). In in the following changes have been made:

- Table 12, Petersen Stream UPS #28 UPS Success has been changed from Yes to No
- Table 22, UPS #28 UPS Success has been changed from Yes to No, and Footnote #1 has been updated to clarify that the supplemental data collected in October 2020 was not used to assess performance standards.
- Table 26 and preceding paragraph, acreages have been corrected (as discussed during the November 2020 IRT meeting)

<https://spaces.hightail.com/space/rYzCIIm0J7m>

Please let me know if you have an organization-specific FTP site to which you would like me to upload the annual report materials.

Thanks and let me know if you have any further questions.
Marlene

On Wed, Mar 10, 2021 at 12:32 PM Gan, Janice@Wildlife <Janice.Gan@wildlife.ca.gov> wrote:

..... Thanks Marlene I'll add this to the file. Please include a copy of it with your request too. Janice

From: Marlene Tyner-Valencourt <tyner-valencourt@wra-ca.com>

Sent: Wednesday, March 10, 2021 12:08 PM

To: Gan, Janice@Wildlife <Janice.Gan@wildlife.ca.gov>

Cc: Nate Bello <bello@wra-ca.com>; Tracey Brownfield <tracey@landveritas.com>; Pankratz, Shannon L CIV USARMY CESPL (US) <Shannon.L.Pankratz@usace.army.mil>; Scianni, Melissa <Scianni.Melissa@epa.gov>; Steinert, Tiffany@Waterboards <Tiffany.Steinert@Waterboards.ca.gov>; Mahdavi, Sarvy <Mahdavi.Sarvy@epa.gov>; Mayer, David@Wildlife <David.Mayer@wildlife.ca.gov>

Subject: Re: CDFW provisional approval Petersen Area A third credit release

WARNING: This email originated from outside of CDFW and should be treated with extra caution.

Janice,

Thank you very much for your note documenting CDFW's provisional approval of the 3rd credit release from Area A of the Petersen Ranch Mitigation Bank. I will send out a follow-up email with the updated release request letter and revised annual report incorporating the requested edits.

In the meantime, I have attached the receipt from SRMA documenting the deposit of \$ **Ex. 4 CBI** into the Endowment Fund Account was made earlier this month.

Thanks,

Marlene

On Tue, Mar 9, 2021 at 2:06 PM Gan, Janice@Wildlife <Janice.Gan@wildlife.ca.gov> wrote:

Marlene

We received your information regarding your request for the 3rd credit release for AREA A on Petersen Ranch Mitigation Bank dated December 11, 2020, and updated February 19, 2021. As you know the IRT can't approve a credit release until all requirements have been met including funding a minimum of 40% of the 2019 CPI adjusted Endowment Amount. Since some of the Bank's AREA A failed to meet the Year 3 Performance Standards you have requested a partial credit release. Because this circumstance is a bit unusual you also requested confirmation before providing documentation of the required 40% Endowment Fund deposit, that CDFW has not identified any issues that would prevent approval of this credit release as proposed. Although this does not constitute CDFW approval of the proposed AREA A Third Credit Release, based on documentation and discussion with you and David Mayer, CDFW Environmental Program Manager,

we anticipate being able to approve the number of credits as requested in your most recent letter dated February 19, 2021, which reflects the removal of the 0.66 credits that did not meet Performance Standards as discussed. Any CDFW approval of credits associated with the AREA A third Credit Release is predicated on the assumptions that conditions on these areas of the Bank have been accurately described and that all other requirements will be met.

Before we can provide a determination on the Third Credit Release your Credit Release Request will need to include;

- documentation that \$437,457.37 has been deposited into the Endowment Fund Account managed by the Southwest Resource Management Association.
- Updates to Appendix A, Table 5. Table 5 in Appendix A (where you explain whether or not the performance standards are met) still shows “Yes” for meeting UPS 28 even though the text explains that you did not meet that performance standard when the fall monitoring data is excluded. For clarity, please revise Table 5 to say “No” for UPS 28.
- Updates to Appendix A, Table 5, Footnote 1. In footnote 1 (where you note this data is from October) for clarity please revise to state that this is supplemental data that is not being used to assess compliance with the performance standard since it was collected outside the required monitoring window.

Please revise annual report as needed to be consistent with these updates.

Please let me know if you have any questions. Thanks Janice

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MARLENE TYNER-VALENCOURT, MESM | Conservation Project Manager | d: 858.682.2699 | o: 858.842.1800 x 2210 | c: 248.499.0805 | tyner-valencourt@wra-ca.com

WRA, Inc. | www.wra-ca.com | 3033 5th Avenue, Suite 315, San Diego, CA 92103 | San Rafael | Emeryville | Petaluma | Fort Bragg | Denver
Our San Diego office has moved! Please note our new address.

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